

111TH CONGRESS
1ST SESSION

S. 2856

To allow the United States-Canada Transboundary Resource Sharing Understanding to be considered an international agreement for the purposes of section 304(e)(4) of the Magnuson-Stevens Fishery Conservation and Management Act.

IN THE SENATE OF THE UNITED STATES

DECEMBER 9, 2009

Ms. SNOWE (for herself and Mr. KIRK) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To allow the United States-Canada Transboundary Resource Sharing Understanding to be considered an international agreement for the purposes of section 304(e)(4) of the Magnuson-Stevens Fishery Conservation and Management Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “International Fisheries
5 Agreement Clarification Act”.

1 **SEC. 2. INTERNATIONAL FISHERIES AGREEMENTS.**

2 Section 304(e)(1) of the Magnuson-Stevens Fishery
3 Conservation and Management Act (16 U.S.C.
4 1854(e)(1)) is amended—

5 (1) by inserting “(A)” after “(1)”; and

6 (2) by adding at the end thereof the following:

7 “(B) The United States-Canada Transboundary
8 Resource Sharing Understanding and other similar
9 Understandings, and decisions made under those
10 Understandings, shall be taken into account for pur-
11 poses of paragraph (4)(A)(i). Paragraph (4)(A)(ii)
12 shall not apply to stocks covered by such Under-
13 standings. Notwithstanding section 302(h)(6) of this
14 title, fishing level recommendations regarding re-
15 building in any given year for such stocks may be
16 exceeded as long as the fishing mortality level allows
17 for progress toward rebuilding affected fish stocks,
18 and overfishing is ended immediately according to
19 the procedures set forth in this subsection.”.

20 **SEC. 3. EFFECTIVE DATE.**

21 The amendments made by section 2 shall apply with
22 respect to fishing years beginning after April 30, 2010.

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